

THIRTY-NINTH DAY

(Continued)

Thursday, March 23, 1967

After Recess

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

Messages From the Governor

The following messages received from the Governor were read and were referred to the Committee on Nominations:

Austin, Texas,
March 22, 1967.

To the Senate of the Sixtieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Canadian River Compact Commissioner, for a term to expire December 3, 1967: Hudson Davis of Borger, Hutchinson County.

To be Director of the Division of State-Federal Relations in the office of the Governor: Wayne Gibbens of Breckenridge, Stephens County.

Respectfully submitted,
JOHN CONNALLY,
Governor of Texas

Austin, Texas,
March 23, 1967.

To the Senate of the Sixtieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the State Commission for the Blind, for six-year terms to expire January 1, 1973: Asher J. Thompson of Lubbock, Lubbock County; Mrs. Alfred A. Ratner of El Paso, El Paso County.

To be a member of the Commission for Indian Affairs, for a six-year term to expire January 31, 1973: Dempsie Henley of Liberty, Liberty County.

Respectfully submitted,
JOHN CONNALLY
Governor of Texas

Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

S. C. R. No. 44, Providing for half-day holiday on Good Friday for State employees.

Senate Resolution 307

Senator Aikin offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the Fifth Grade Class of Mrs. Priscilla Ratliff of Stamford Elementary School, Stamford, Texas, which includes the following students: Mary Helen Acosta, Shirley Bell, Zed Bennett, Brent Bolding, Virginia Bolin, Bobby Carpenter, Terry English, Jim Eoff, Patricia Gray, Gary Hertel, Karla Hertel, Kathy Hicks, Russell Johnson, Melissa Kohout, Steve Link, Eugenia Lyckman, William McCorkle, Eldon Mickler, Donna Munnerlyn, Kay Pendleton, Elise Penney, Deborah Perry, Debra Riddle, Mark Smith, Jacquelyn Southerland, Gwenda Thomas, Paula Walker, Susan Wartes, accompanied by their teacher, Mrs. Priscilla Ratliff and sponsor, Mrs. Floy Guillett; and

Whereas, These students of today are the citizens, leaders, and statesmen of tomorrow, who, with the acceptance of democracy's heritage, must carry on the responsibilities of self-government; and

Whereas, It is highly commendable that these young people are demonstrating, by their visit in the Senate, an interest in the processes of their state government; now, therefore, be it

Resolved, That we extend to these students a cordial welcome; and that a copy of this resolution, bearing the official seal of the Senate, be sent to them in appreciation of their visit.

The resolution was read and was adopted.

Senator Aikin by unanimous consent presented the guests to the Members of the Senate.

House Bill 213 on Second Reading

The President laid before the Senate as unfinished business H. B.

No. 213 with an amendment by Senator Schwartz pending (the bill having been read the third time on Wednesday, March 22, 1967).

Question—Shall the amendment by Senator Schwartz to H. B. No. 213 be adopted?

Presentation of Masonic Home Choral Group

The President announced the appointment of the following as a Committee to escort the Masonic Home Choral Group to the Senate Chamber pursuant to the provisions of S. R. No. 302 adopted on yesterday:

Senators Hightower, Creighton, Hall and Kennard.

The group was escorted to the Bar of the Senate accompanied by Dr. J. D. Tomme, Jr. and Mrs. Cynthia Ritchie. The President recognized Senator Hightower and he presented Dr. Tomme to the Senate. Dr. Tomme thanked the Members for the privilege of being in the Senate and turned the proceedings over to Mrs. Ritchie. The Choral Group rendered several musical selections for the pleasure of the Senate.

Presentation of Guests

Senator Bates, by unanimous consent, presented as guests of the Senate today Miss Jan Smith, daughter of Lieutenant Governor and Mrs. Smith, Mr. Conrad Schmid, Mrs. Pat Smith, wife of Michael Smith, and Mrs. Preston Smith, wife of the Lieutenant Governor.

House Bill 65 on Second Reading

On motion of Senator Patman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 65, A bill to be entitled "An Act changing the name of the Rockport Wildlife Sanctuary to the Connie Hagar Wildlife Sanctuary; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 65 on Third Reading

Senator Patman moved that the

Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 65 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

| | |
|------------|-----------|
| Aikin | Hightower |
| Bates | Jordan |
| Bernal | Kennard |
| Berry | Mauzy |
| Blanchard | Moore |
| Brooks | Parkhouse |
| Christie | Patman |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |
| Herring | |

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Reports of Standing Committee

Senator Hightower submitted the following reports:

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred S. B. No. 295, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred S. B. No. 331, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred S. B. No. 507, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 590, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 689, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 432, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 277, have had the same under consideration, and I am instructed to report it back to the Senate with

the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 4, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,
March 22, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred S. B. No. 386, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

HIGHTOWER, Chairman.

C. S. S. B. No. 386 was read the first time.

House Bill 213 on Third Reading

The Senate resumed consideration of the pending business (same being H. B. No. 213 on its third reading and final passage with an amendment by Senator Schwartz pending).

Question—Shall the amendment by Senator Schwartz to H. B. No. 213 be adopted?

Bills Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bills:

S. B. No. 99, A bill to be entitled "An Act relating to the investment of surplus assets in, and the refund to members of contributions to Firemen's Relief and Retirement Funds; amending Section 23A, Section 23B, Section 10A (f), and Section 10a (g), Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as

amended, and declaring an emergency."

S. B. No. 7, A bill to be entitled "An Act authorizing all regional college districts which have been converted to fully state supported institutions of higher learning to transfer all assets of such districts, real, personal, tangible or intangible to the governing boards of such institutions provided that each such governing board shall continue the payment of all notes and bonds payable from revenues theretofore issued by such districts and each county in which any such regional college district is located continues to levy and collect taxes in support of all tax obligations theretofore authorized and issued by such district; and declaring an emergency."

S. B. No. 156, A bill to be entitled "An Act amending Section 7, Chapter 470, Acts of the 45th Legislature Regular Session, 1937, as amended (Article 2922-1, Vernon's Texas Civil Statutes), relating to death and survivor benefits for members and beneficiaries of the Teachers' Retirement System: and declaring an emergency."

Welcome Resolution

S. R. No. 308—By Senators Kennard and Creighton: Extending welcome to students and teachers of Ousley and Ferguson Junior High Schools of Arlington.

Adjournment

Senator Parkhouse moved that the Senate stand adjourned until 10:30 o'clock a.m. on Tuesday, March 28, 1967.

Senator Hardeman moved that the Senate stand adjourned until 10:30 o'clock a.m. on Monday, March 27, 1967.

Question first on the motion to adjourn until 10:30 o'clock a.m. on Tuesday, March 28, 1967.

The motion prevailed.

Accordingly, the Senate at 11:32 o'clock a.m. adjourned until 10:30 o'clock a.m. Tuesday, March 28, 1967.

APPENDIX

Reports of Standing Committee

Senator Hardeman submitted the following reports:

Austin, Texas,
March 23, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 99, "An Act relating to the investment of surplus assets in, and the refund to members of contributions to Firemen's Relief and Retirement Funds; amending Section 23A, Section 23B, Section 10A(f), and Section 10A(g), Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as amended; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
March 23, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 7, "An Act authorizing all regional college districts which have been converted to fully state supported institutions of higher learning to transfer all assets of such districts, real, personal, tangible or intangible to the governing boards of such institutions provided that each such governing board shall continue the payment of all notes and bonds payable from revenues theretofore issued by such districts and each county in which any such regional college district is located continues to levy and collect taxes in support of all tax obligations theretofore authorized and issued by such district; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
March 23, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 156, "An Act amending Section 7, Chapter 470, Acts of the 45th Legislature, Regular Session,

1937, as amended (Article 2922-1, Vernon's Texas Civil Statutes), relating to survivor benefits for certain beneficiaries of members and retired members of the Teacher Retirement System; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Send to Governor

March 23, 1967

S. C. R. No. 44

FORTIETH DAY

(Tuesday, March 28, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by Senator Aikin.

The roll was called and the following Senators were present:

| | |
|------------|-----------|
| Aikin | Herring |
| Bates | Hightower |
| Bernal | Jordan |
| Berry | Kennard |
| Blanchard | Mauzy |
| Brooks | Moore |
| Christie | Parkhouse |
| Cole | Ratliff |
| Connally | Reagan |
| Creighton | Schwartz |
| Grover | Strong |
| Hall | Wade |
| Hardeman | Watson |
| Harrington | Wilson |
| Hazlewood | Word |

Absent—Excused

Patman

A quorum was announced present.

The Reverend E. E. Reeves, Pastor of the First Methodist Church of Yoakum, offered the invocation.

On motion of Senator Hardeman, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 23, 1967, was dispensed with and the Journal was approved.

Communication From Lieutenant Governor

Austin, Texas,
March 27, 1967.

Hon. A. M. Aikin, Jr., State Senator,
Capitol Station, Austin, Texas.

Dear Senator Aikin: I hereby designate you to serve as presiding officer of the Senate on March 28, 1967.

Sincerely,

(Signed) Preston Smith

Leave of Absence

Senator Patman was granted leave of absence for today to discharge his duties as Governor-for-the-Day on motion of Senator Herring.

Communication from Attorney General of Texas

The following communication from the Attorney General was read and was referred to the Committee on Nominations:

Austin, Texas,
December 22, 1966.

I hereby appoint William S. Lott, of Georgetown, Williamson County, Texas, as a member of the School Land Board for the unexpired portion of the two-year term of such office ending September 2, 1967. Mr. Lott is now serving in such capacity.

The Secretary of State is hereby respectfully requested to file this appointment in the appropriate official register of his office and to issue to said appointee the appropriate commission as provided by law, and to present such appointment to the Texas Senate at its next regular session for confirmation of such appointment.

A copy of this appointment is being this day sent to the Senate of the State of Texas and to the School Land Board, Attention: Honorable Jerry Sadler, Chairman.

Respectfully submitted,

WAGGONER CARR

Attorney General of Texas

Senate Resolution 309

Senator Word offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate, C. K. Word, Jr. and Troy C. Webb; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate, and that they